

Pltfs. Attorney: J. Richard Chema Defts. Attorney: Kevin Spiering Page 1 of 3

CASE CAPTION: USA v. John Duxon CASE NUMBER: 1:02CR100(1)

Defendant appeared with Counsel. AKA Giovanni Mangotti - legal name (Custody)  
Disposition DELAYED \_\_\_\_\_ days; \_\_\_\_\_ months. 2006 JUL 28 PM 1:43

Defendant remanded to the custody of the Attorney General/Bureau of Prisons of the United States for:

59 ~~months~~ /months on Count 15: inability to satisfy, need make restitution, hardship upon dependents, & due to a/s imposed.  
Fined \$ 0 on Count 15. \$ 100 Special Assessment/Victims Crime Fund

Restitution in the amount of \$ 4,350.39 as set forth in BT report #106  
59 ~~months~~ /months on Count 225: see attached

same reason concurrent  
Fined \$ 0 on Count 225. \$ 100 Special Assessment/Victims Crime Fund  
Restitution in the amount of \$ 0 only & severally w/ Michelle Mangotti to the extent that she is liable.

RECOMMENDATIONS TO BOP: (Deft has served 50 mos)

That the defendant be given credit for all allowable presentence jail-time served.  
That the defendant be maintained in county jail until designated incarcerated as close to his home in the Dayton, Ohio, area as possible consistent with his security status. 15I 6 mos. in Talbert House in Cinti w/ mental health

That the defendant be made eligible for and enrolled in the 500 hour drug treatment program. w/ intensive group therapy sessions that he follow-up release \*  
Fine, Special Assessment and/or restitution to be paid immediately.

✓ Years Supervised Release ct. 15 - 3 yrs. ct. 225 - 5 yrs. ct. 405 - 3 yrs.  
Execution of sentence suspended. (in terms of months/years) several concurrent

Defendant placed on probation for a period not to exceed \_\_\_\_\_ years \* from Talbert House w/ mental health provider to cont. intensive group therapy sessions for a min. of 2 1/2 yrs. after release fm Talbert House that is not to be terminated before the end of 3 yr. of SR  
Conditions of Probation/Delayed Disposition.

Follow the rules and regulations of the Probation Department w/pt in full 60 days prior to term of SR  
Restitution and Special Assessment to be paid consecutively. split plan to be submitted w/ 30 days  
100 hours of community service with an agency and on a schedule agreed upon by the Deft & the Probation Department over the first two yrs of SR/Probation

- ✓ Defendant must report to supervising agency within 72 hours of release from institution.
- ✓ Defendant must not commit any crimes, either federal, state or local.
- ✓ Defendant must not own, possess, use, or traffic in any firearm or dangerous weapon.
- ✓ Defendant must not possess, use, or traffic in any controlled substance.
- ✓ Defendant must make himself available for substance abuse testing and/or treatment throughout the period of supervision by supervising agency. possible alcohol abuse or potential
- ✓ Defendant must seek immediately and maintain employment throughout the period of supervision

OTHER: regular AA/NA mtgs w/ verification  
mental health assessment + counseling throughout period of SR  
coop in collection of DNA; cont to coop w/ host on subject of substantiated assistance  
\_\_\_\_\_ Voluntary surrender Counsel's statement to deft; deft's statement  
\_\_\_\_\_ Remanded/Taken into custody last mtn for substantiated assistance sustained  
✓ Defendant's rights of appeal explained and understood Court sets forth record of prior proceedings + rulings

COURT REPORTER: MCCORMICK CONVENED: 3:06 on ship + hearing held  
DEPUTY CLERK: KARLA EVANS RECESSED: 3:48 once certifying that was 15I set for 6/16/05

Pltfs. Attorney: J. Richard Chema Defts. Attorney: Kevin Spiering

CASE CAPTION: USA v. Duncan AKA Margotti CASE NUMBER: 1:02CR100(1)

Defendant appeared with Counsel.

Disposition DELAYED \_\_\_\_\_ days; \_\_\_\_\_ months.

Defendant remanded to the custody of the Attorney General/Bureau of Prisons of the United States for:

59 ~~months~~ /months on Count 405: \_\_\_\_\_

same reason ~~consecutive~~ concurrent  
Fined \$ 0 on Count 405. \$ 100 Special Assessment/Victims Crime Fund

Restitution in the amount of \$ 44,572.55 to IRS + any fines + penalties that  
add as a matter of law  
\_\_\_\_\_ years/months on Count \_\_\_\_\_; \_\_\_\_\_

consecutive/concurrent

Fined \$ \_\_\_\_\_ on Count \_\_\_\_\_. \$ \_\_\_\_\_ Special Assessment/Victims Crime Fund

Restitution in the amount of \$ \_\_\_\_\_.

**RECOMMENDATIONS TO BOP:**

That the defendant be given credit for all allowable presentence jail-time served.

That the defendant be incarcerated as close to his home in the Dayton, Ohio, area as possible consistent with his security status.

That the defendant be made eligible for and enrolled in the 500 hour drug treatment program.

Fine, Special Assessment and/or restitution to be paid immediately.

\_\_\_\_\_ Years Supervised Release

Execution of sentence suspended. (in terms of months/years)

Defendant placed on probation for a period not to exceed \_\_\_\_\_ years

Conditions of Probation/Delayed Disposition.

Follow the rules and regulations of the Probation Department

Restitution and Special Assessment to be paid \_\_\_\_\_

\_\_\_\_\_ hours of community service with an agency and on a schedule agreed upon by the Deft & the Probation Department over the first two yrs of SR/Probation

Defendant must report to supervising agency within 72 hours of release from institution.

Defendant must not commit any crimes, either federal, state or local.

Defendant must not own, possess, use, or traffic in any firearm or dangerous weapon.

Defendant must not possess, use, or traffic in any controlled substance.

Defendant must make himself available for substance abuse testing and/or treatment throughout the period of supervision by supervising agency.

Defendant must seek and maintain employment throughout the period of supervision

**OTHER:**

\_\_\_\_\_ Voluntary surrender

\_\_\_\_\_ Remanded/Taken into custody

\_\_\_\_\_ Defendant's rights of appeal explained and understood

COURT REPORTER: ~~FORBES~~ MCCORMICK

CONVENED: \_\_\_\_\_

DEPUTY CLERK: KARLA EVANS

RECESSED: \_\_\_\_\_

7/26/06

John Duncan AKA Giovanni Mangotti  
(Custody)

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Restitution

106. **Statutory Provisions:** Pursuant to 18 U.S.C. § 3663A, restitution of \$48,922.94 shall be ordered. Payments should be forwarded to:

Citi-Group Financial Services  
P.O. Box 9150  
Gray, TN 37615-9840  
\$1,978.65

Capital One  
P.O. Box 155248  
Ft. Worth, TX 76155  
\$277.93

First Premier Bank  
900 West Delaware  
P.O. Box 5524  
Sioux Falls, SD 57117  
\$148.69

Macy's (Federated) Department Stores  
9111 Duke Blvd.  
Mason, OH 45040  
\$1,665.21

JC Penney (Monogram Bank)  
5555 Scarborough Blvd.  
Columbus, OH 43232  
\$280.00

Internal Revenue Service  
Cincinnati, OH  
\$44,572.55